Express Mail Label No.: EV 461505462 US

Date of Deposit: April 28, 2006

Attorney Docket No. 28195-503 CON

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PPLICANTS: Gaston and Stamler

Duke University and The University of Virginia Patent Foundation ASSIGNEES:

EXAMINER: Raymond J. Henley, III SERIAL NUMBER: 10/772,374

**ART UNIT: 1614** FILING DATE: February 6, 2004

FOR: THERAPEUTIC USE OF AEROSOLIZED S-NITROSOGLUTATHIONE IN CYSTIC

**FIBROSIS** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### TRANSMITTAL LETTER

Transmitted herewith for filing in the above-referenced patent application are the following documents:

- Revocation by Assignee and New Power of Attorney (2 pages) and attached Schedule A (2 pages) for Duke University;
- Revocation by Assignee and New Power of Attorney (2 pages) and attached Schedule A (1 page) for The University of Virginia Patent Foundation; and
- Return Postcard.

Although the Applicants believe that no fees are due, the Commissioner is hereby authorized to charge any fees that may be due to Deposit Account No. 50-0311

(Ref. No. 28195-503 CON). If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.

Respectfully submitted,

Ivor R. Elrifi, Esq., Reg. No. 39,529 Matthew Pavao, Reg. No. 50,572

Attorney/Agent for Applicant(s)

c/o MINTZ, LEVIN Tel: (617) 542-6000

Fax: (617) 542-2241

Customer No.: 30623

Dated: April 28, 2006

Attorney Docket No. 28195-503 CON

Express Mail Label No.: EV 461505462 US Date of Deposit: April 28, 2006



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: See Attached Schedule A

ASSIGNEE: The University of Virginia Patent Foundation

U.S. SERIAL NUMBER: See Attached Schedule A

U.S. PATENT NUMBER. See Attached Schedule A

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### REVOCATION BY ASSIGNEE AND NEW POWER OF ATTORNEY

THE UNIVERSITY OF VIRGINIA PATENT FOUNDATION, owner of the United States patent applications and patents identified on the attached Schedule A, hereby revokes any and all former powers of attorney and hereby appoints the attorneys and/or agents associated with Mintz Levin Cohn Ferris Glovsky & Popeo, Customer Number 30623, as Applicants' attorneys with full power of substitution and revocation to take any and all action necessary with regard to the patent applications and patents identified on the attached Schedule A.

Please address all telephone calls to <u>Ivor R. Elrifi</u> at telephone number 617/348-1747. Please address all correspondence to Customer No. 30623.

THE UNIVERSITY OF VIRGINIA PATENT FOUNDATION certifies under 37 C.F.R. § 3.73(b) that it is the Assignee of the right, title and interest in the patent applications and patents identified in the attached Schedule A by virtue of assignments of the patent applications and patents.

I, the undersigned, am empowered to act on behalf of the Assignee. Acting on behalf of the Assignee, I have reviewed all the documents in the chain of title of the patent applications and patents on the attached Schedule A and, to the best of my knowledge and belief, title is in the Assignee identified above.

APPLICATION NO.:

Attached Schedule A

ASSIGNEE:

The University of Virginia Patent Foundation

I, the undersigned, hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the patent.

Although Applicant believes no fees are due with this submission, the Commissioner is hereby authorized to charge any deficiency to Deposit Account No. 50-0311, Attorney Reference No. 28195 (Customer Number: 30623).

Respectfully submitted,

Date: March 13, 2006

Rodney L. Sparks, In-House Patent Counsel

Registration No. 53,625

University of Virginia Patent Foundation 250 West Main Street, Suite 300

Charlottesville, VA 22902 Telephone: (434) 243-6103

Fax: (434) 924-2493



### Schedule A

# University of Virginia Patent Foundation

Serial No.	Patent No.	Application Filing Date	Assignment Recordation Date	Reel	Frame	Atty. Docket No.
403775	6,617,355	07-May-1998	11/23/1999	010406	0633	0633 28195-501 NATI.
10/403287	N/A	01-Apr-2003	02/28/2002	010406	0633	28195-501 DIV
	6,723,703	15-Oct-200	3/24/2003	013968	0440	28195-503
	N/A	06-Feb-2004	9/10/2004	015774	0214	0214 28195-503 CON

Attorney Docket No. 28195-503 CON

Express Mail Label No.: EV 461505462 US

Date of Deposit: April 28, 2006

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: See Attached Schedule A

ASSIGNEE: Duke University

U.S. SERIAL NUMBER: See Attached Schedule A

U.S. PATENT NUMBER. See Attached Schedule A

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### REVOCATION BY ASSIGNEE AND NEW POWER OF ATTORNEY

DUKE UNIVERSITY, owner of the United States patent applications and patents identified on the attached Schedule A, hereby revokes any and all former powers of attorney and hereby appoints the attorneys and/or agents associated with Mintz Levin Cohn Ferris Glovsky & Popeo, Customer Number 30623, as Applicants' attorneys with full power of substitution and revocation to take any and all action necessary with regard to the patent applications and patents identified on the attached Schedule A.

Please address all telephone calls to <u>Ivor R. Elrifi</u> at telephone number 617/348-1747. Please address all correspondence to Customer No. 30623.

DUKE UNIVERSITY certifies under 37 C.F.R. § 3.73(b) that it is the Assignee of the right, title and interest in the patent applications and patents identified in the attached Schedule A by virtue of assignments of the patent applications and patents.

I, the undersigned, am empowered to act on behalf of the Assignee. Acting on behalf of the Assignee, I have reviewed all the documents in the chain of title of the patent applications and patents on the attached Schedule A and, to the best of my knowledge and belief, title is in the Assignee identified above.

APPLICATION NO.:

Attached Schedule A

ASSIGNEE:

**Duke University** 

I, the undersigned, hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the patent.

Although Applicant believes no fees are due with this submission, the Commissioner is hereby authorized to charge any deficiency to Deposit Account No. 50-0311, Attorney Reference No. 28195 (Customer Number: 30623).

Respectfully submitted,

NAME: Rose Ritts, Ph.D.

TITLE: Executive Director, Office of

COMPANY: Duke University

Date: March 5, 2006

TRA 2120333v.1

## Schedule A

## **Duke University**

Patent No.	Application Filing Date	Assignment Recordation	Reel	Frame	Atty. Docket No.
		Date			
6,617,355	07-May-1998	11/23/1999	010406	0633	28195-501 NATL
N/A	01-Apr-2003	02/28/2002	010406	0633	28195-501 DIV
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6,945,247	18-Aug-2000	02/28/2002	012811	9/00	28195-502 NATL
N/A	14-Feb-2001	02/14/2001	011557	0279	28195-502 CIP
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Serial No.	Patent No.	Application Filing Date	Assignment Recordation Date	Reel	Frame	Atty. Docket No.	
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